

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AMERICAN TELETRONICS LONG DISTANCE, INC.)	
)	
<hr style="width:30%; margin-left:0"/>)	CASE NO. 92-334
)	
ALLEGED VIOLATION OF KRS 278.020)	
AND KRS 278.160)	

O R D E R

On September 22, 1992, American Teletronics Long Distance, Inc. ("American Teletronics") filed a proposed Settlement Agreement, a copy of which is attached hereto and incorporated herein as Appendix A. The settlement expresses Staff and American Teletronics' agreement on a mutually satisfactory resolution of all issues in this case.

In determining whether the results of the Settlement Agreement are in the public interest and are reasonable, the Commission has taken into consideration the steps taken by American Teletronics to remediate and cure its outstanding violations. After consideration of the proposed Settlement Agreement and being otherwise sufficiently advised, the Commission finds that the proposed Settlement Agreement is in accordance with the law and does not violate any regulatory principle. This Settlement Agreement is in the public interest and results in a reasonable solution of this case.

IT IS THEREFORE ORDERED that:

1. The Settlement Agreement is hereby adopted and approved in its entirety as a reasonable resolution to the issues in this case. American Teletronics shall adhere to and comply with all provisions of the Settlement Agreement the same as if individually ordered herein.

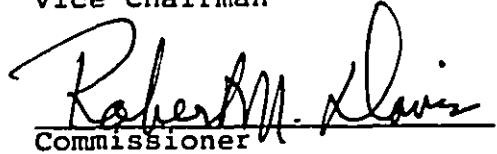
2. American Teletronics shall pay the agreed penalty of \$100 within 10 days of the date of this Order by certified check or money order made payable to Treasurer, Commonwealth of Kentucky. Said check or money order shall be mailed or delivered to the Office of General Counsel, Public Service Commission, 730 Schenkel Lane, Frankfort, Kentucky 40601.

Done at Frankfort, Kentucky, this 2nd day of October, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director

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DISTANCE, INC.)	
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ALLEGED VIOLATION OF)	CASE NO. 92-334
KRS 278.020 AND)	
278.160)	

SETTLEMENT AGREEMENT

WHEREAS, on May 14, 1992, American Teletronics Long Distance, Inc. ("American Teletronics") filed an application with the Public Service Commission of Kentucky (the "Commission") for a Certificate of Public Convenience and Necessity (a "Certificate") to operate as a switchless reseller of interexchange telecommunications services within the Commonwealth of Kentucky (Case No. 92-210);

WHEREAS, on July 8, 1992, American Teletronics filed with the Commission its responses to an information request ordered by the Commission on June 12, 1992, with one such response indicating American Teletronics had provided and collected money from the public totalling less than \$40.00 for the monthly provision of intrastate telecommunications services in Kentucky;

WHEREAS, American Teletronics, having provided service prior to receiving a Certificate, operated in violation of KRS 278.020 and 278.160;

WHEREAS, On August 18, 1992, American Teletronics was ordered by the Commission to immediately stop charging for telecommunications services provided within the Commonwealth of Kentucky and has acted upon such order; and

WHEREAS American Teletronics and a member of the Commission

staff have discussed a proposal to resolve this matter and agree to have American Teletronics pay a penalty of \$100.00 to the Commission and to not bill and collect revenue from the public for the provision of telecommunications services for the provision of telecommunications services unless and until it receives a Certificate of Public Convenience and Necessity from the Commission authorizing it to provide intrastate telecommunications services;

NOW, THEREFORE, be it resolved that:

1. American Teletronics shall pay a penalty in the amount of \$100.00 within ten (10) days of an Order approving this Settlement Agreement, payment to be made in full to the Kentucky State Treasurer by certified check and delivered to the Office of General Counsel of the Commission, 730 Schenkel Lane, Frankfort, Kentucky 40601.

2. This Settlement Agreement is submitted only for purposes of resolving the issues related to American Teletronics' providing telecommunications services without Commission authority and is not deemed binding upon the parties hereto in any other proceeding or with respect to any other issues that may arise in this proceeding including, without limitation, any requirement that the Commission issue a Certificate to American Teletronics in this proceeding, nor is it to be offered or relied upon in any other proceeding involving any other utility.

3. If the Commission issues an order adopting this Settlement Agreement, American Teletronics agrees that it shall file neither an application for rehearing with the Commission, nor an appeal to Franklin Circuit Court from such order.

4. If this Settlement Agreement is not adopted in its entirety, American Teletronics reserves the right to withdraw from it and require that hearings go forward upon all or any matters involved herein, and that in such event the terms of the agreement shall not be deemed binding upon the signatories hereto, nor shall such agreement be admitted into evidence or referred to or relied on in any matter by any signatory hereto.

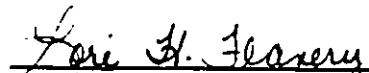
5. All the parties hereto agree that the foregoing Settlement Agreement is reasonable and in the best interest of all concerned, and urge that this Commission adopt this agreement in its entirety.

AGREED TO BY:



John C. Paulsen
American Teletronics Long Distance, Inc.

9-16-92
Date



The Commission of the Commonwealth of
Kentucky's Staff Attorney

September 23, 1992
Date